

**ENERGY DATA COLLECTION AND  
REPORTING**

2003 GENERAL SESSION

STATE OF UTAH

**Sponsor: Ty McCartney**

**This act modifies the Utah Natural Resources Act to clarify the reporting duties of the Utah Energy Office and to provide for a clearinghouse of energy data collected by the state. This act makes technical changes.**

This act affects sections of Utah Code Annotated 1953 as follows:

AMENDS:

**63-34-101**, as enacted by Chapter 231, Laws of Utah 2002

ENACTS:

**63-34-102**, Utah Code Annotated 1953

*Be it enacted by the Legislature of the state of Utah:*

Section 1. Section **63-34-101** is amended to read:

**63-34-101. Utah Energy Office created -- Utah Energy Office duties.**

(1) As used in this part:

(a) "Data collection agency" means an executive branch agency that collects energy data.

(b) "Department" means the Department of Natural Resources.

(c) "Energy data" means data that:

(i) relates to:

(A) crude oil;

(B) refined petroleum products;

(C) natural gas;

(D) coal;

(E) renewable energy; or



(F) electricity; and

(ii) as to an item listed in Subsection (1)(c)(i), provides information relating to:

(A) production;

(B) generation;

(C) receipts;

(D) inputs;

(E) quality;

(F) consumption;

(G) shipments;

(H) distribution;

(I) costs; or

(J) prices.

(d) "Executive director" means the executive director of the department.

(e) "Office" means the Utah Energy Office created:

(i) under this section; and

(ii) within the department.

~~[(1)]~~ (2) There is created within the ~~[Department of Natural Resources]~~ department the Utah Energy Office.

~~[(2)]~~ (3) The ~~[Utah Energy Office]~~ office shall:

(a) administer federally funded state programs regarding renewable energy, energy efficiency, and energy conservation in accordance with applicable federal program guidelines;

(b) coordinate and facilitate the development and implementation of programs relating to procurement, consumption, conservation, and efficient use of energy in state buildings;

(c) if requested by the governor, prepare a state energy emergency plan in accordance with Title 63, Chapter 53a, Energy Emergency Powers of Governor; ~~[and]~~

(d) participate in regulatory proceedings as appropriate to promote the development, conservation, and efficient use of energy~~[-]; and~~

(e) under the direction of the executive director pursuant to Section 63-34-5:

(i) coordinate energy data collection throughout state government in accordance with Section 63-34-102; and

(ii) prepare the forecasts and reports required by Section 63-34-102.

Section 2. Section **63-34-102** is enacted to read:

**63-34-102. Required forecasts and reports by the office -- Energy data clearinghouse.**

(1) The office shall:

(a) at least once every year prepare forecasts of state-level energy:

(i) production;

(ii) consumption;

(iii) prices; and

(iv) flows; and

(b) provide the Legislature and the governor:

(i) an annual report addressing the status of energy markets in the state; and

(ii) at the request of the Legislature or the governor, an independent assessment of energy issues.

(2) (a) The office shall create a central clearinghouse of energy data collected by the state including energy data that is:

(i) collected by the office;

(ii) collected by a board, division, or office of the department; or

(iii) provided to the office by a data collection agency.

(b) The office shall at least annually:

(i) contact each data collection agency known to the office; and

(ii) after contacting a data collection agency described in Subsection (2)(b)(i), establish with that agency a process by which the data collection agency provides to the office the energy data collected by the data collection agency.

(c) A data collection agency shall cooperate with the office in providing to the office all energy data collected by the data collection agency.

(d) In accordance with Title 63, Chapter 2, Government Records Access and Management Act, the office shall be subject to the same restrictions on disclosure of energy data as the data collection agency providing the energy data to the office.

(3) Subject to Title 63, Chapter 2, Government Records Access Management Act, the office:

(a) shall provide energy data to the following upon request:

- 90            (i) the governor; or  
91            (ii) the Legislature; and  
92            (b) may provide any other person energy data at the request of that person.
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**Legislative Review Note**  
**as of 11-12-02 11:12 AM**

A limited legal review of this legislation raises no obvious constitutional or statutory concerns.

**Office of Legislative Research and General Counsel**

**Interim Committee Note**  
**as of 12-12-02 10:47 AM**

The Public Utilities and Technology Interim Committee recommended this bill.